IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO. 2243 OF 2004

Mafatlal M. Patel & Ors. ..Petitioners

versus

Steel Authority of India Ltd. & Ors. ..Respondents

Mr. S. K. Jain for the Petitioners.

Mr. D. S. Mhaispurkar, APP for the Respondents - State.

CORAM : D. G. DESHPANDE, J.

DATE : 1ST AUGUST, 2006

P.C. :

1. Heard Advocate for the Petitioners and learned APP for the State.

2. The petitioners had filed a Revision against the issuance of process before the Sessions Judge. That Revision was numbered as 744 of 2004. As per Exhibit 'A' that Revision was dismissed on the ground that it is not maintainable.

3. Thereafter, Justice Tahilramani after

considering all the judgments in the filed held that the Revision is maintainable and the party should go to the Sessions Court. Earlier, when the Sessions Judge passed the impugned order in this matter, that Judgment was not available because it was the subsequent judgment. Therefore, in view of the Judgment of **this Court (Justice Smt. V. K.Tahilramni) reported in [2005 (3) Mh.L.J. 778 V. K. Jain and others vs. Pratap V. Padode and another,** the petition is allowed to be withdrawn. Petitioner to file Revision before the Sessions Court, within four weeks from today. The Sessions Court will decide the Revision according to law. Delay in filing the Revision stands condoned.

3. Petition disposed of as withdrawn.

(D.G. DESHPANDE, J.)